## IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA, )			
	Plaintiff,	) 8:12MJ45 )	
	vs.	) DETENTION ORDER	
HERMILO ROGEL-PEDROSA,			
	Defendant.	<i>)</i> )	
Α.	Order For Detention  After waiving a detention hearing pursuant to 18 U.S.C. § 3142(f) of the Bail Reform Act on March 28, 2012, the Court orders the above-named defendant detained pursuant to 18 U.S.C. § 3142(e) and (i).		
B.	Statement Of Reasons For The Detention The Court orders the defendant's detention because it finds:  X By a preponderance of the evidence that no condition or combination of conditions will reasonably assure the appearance of the defendant as required.  X By clear and convincing evidence that no condition or combination of conditions will reasonably assure the safety of any other person or the community.		
C.			

## **DETENTION ORDER - Page 2**

(b)	) At the time of the current arrest, the defendant was on:	
, ,	Probation	
	Parole Release pending trial, sentence, appeal or completion of	
	sentence.	
(c) Other Factors:		
· ,	X The defendant is an illegal alien and is subject to deportation.	
	The defendant is a legal alien and will be subject to deportation if convicted.	
	X The Bureau of Immigration and Custom Enforcement (BICE) has placed a detainer with the U.S. Marshal. Other:	
X (4) The na	ature and seriousness of the danger posed by the defendant's	

release are as follows: The defendant's criminal history.

## D. Additional Directives

Pursuant to 18 U.S.C. § 3142(i)(2)-(4), the Court directs that:

- The defendant be committed to the custody of the Attorney General for confinement in a corrections facility separate, to the extent practicable, from persons awaiting or serving sentences or being held in custody pending appeal;
- 2. The defendant be afforded reasonable opportunity for private consultation with counsel; and
- 3. That, on order of a court of the United States, or on request of an attorney for the government, the person in charge of the corrections facility in which the defendant is confined deliver the defendant to a United States Marshal for the purpose of an appearance in connection with a court proceeding.

DATED: March 28, 2012. BY THE COURT:

s/Thomas D. Thalken United States Magistrate Judge